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ARBITRATION VAIN, BRYAN TOLD JAPAN

Secretary Argued That Any Award at The Hague Was Ineffective Unless Confirmed by U. S. Courts.

ISSUE AT CRITICAL STAGE

Difference of Opinion Only Accentuated-Tokio Also Informed That Government Cannot Force a State to Abide by a Treaty.

Washington, July 18 .- Two extraorlinary admissions are contained in Secetary Bryan's reply to the Japanese gone away for the season,

The first is, in effect, that an arbiration treaty with the United States is rope of straw. The second is that, secause of the "state rights" principle to treaty between the United States and a foreign power has any binding effect if a sovereign state sees fit to

From these fundamental propositions argues that arbitration of futile because an arbitral award favorable to the contentions of Japan would be wholly without force or effect unision from the courts of the United States supporting it. Further, the Secretary holds that if the contention of existing treaty be tenable, the only practical solution of the difficulty is the negotiation of a new treaty which will relieve the United States of responsibility for the acts of any of its sov-

Only Invites Contention.

Instead of bringing near an amicable settlement of the Japanese-California difficulties, as was intimated yesterday by a high official of the administration, the reply of the Secretary of State has served no purpose other than to accentuate the far-reaching difference of opinion between this government and Japan, and merely paves the way for an emphatic protest from the Japanese Foreign Office against the stand taken by the administration

It would, of course, be rash to atthat unless they take a markedly dif- ton Sharpe. States has binding force whenever any vain and inconsequential documents, which Mrs. Sutton Sharpe was menvaluable solely for sentimental reasons tioned. and utterly undependable whenever invoked in the face of a genuine difference of opinion regarding the provisions of a treaty duly approved by Boy of 3 Sees Bryan Wrangle the Senate and ratified by the President of the United States.

The California-Japanese negotiations have reached a most critical stage as a the question of whether the commercial treaty of 1911 has been violated and must come from the courts of the

The Secretary of State points out to Japan that arbitration at The Hague, leries in control. under the provisions of the arbitration convention which expires on August 24 remember that so young a child had of the most dangerous that had ever next, would necessarily involve judicint action, as the arbitral award would not be binding on California, and that even should the award be favorable to Japan the federal government could not force California to annul the law

because of the "state rights" principle. Difference Radical.

From the outset of the negotiations Japan has looked forward to arbitration as the most likely and effective means of solving the problem, as there has existed a clearly defined issue as to whether or not the Webb-Bloodgood inti-alien land ownership bill violated the existing treaty. Now the Foreign David Lamar Indicted, Is Belief. Office at Tokio is informed that an ar- Pelice Captain Dulfer To Be Tried. pitral award would have no effect on Mystery in New Haven Bank Run .. the situation. There can be no ques- Refugees from Mexico Jam Liner. lion but that this representation will Twice Divorced Wife Sues Again. eriously complicate the situation, as Money Needed for Fresh Air Fund. lapan has incisted all along that she W. A. Brady Back with New Plays. should not be compelled to take juleves to be guaranteed to her and her New Jersey Dentist Convention Ends 14 to-night by four men, who formed a between us in the matter of formulations by the convention of t citizens by treaty.

The "state rights" views of President Wilson and Secretary Bryan are, of Senate in Storm Over Bryan Lectures 1 jourse, responsible for the extraordi- Bryan Widened Breach with Japan ... 1 suddenly toppled backward into the nary attitude taken toward arbitra- Sallors Riot at Scattle. ion-views maintained despite the fact Tammany Would Placate Sulzer. that Mr. Bryan has negotiated renewils of arbitration conventions with several nations, which renewals are McClave Calls Mulhall Perjurer

now held up by the Senate. In presenting the argument to Japan that judicial action would ultimately Millions for Health Campaign. he necessary to enforce the terms of an Carnegie Transfers Benefaction. award by The Hague-although not the Diana at Battle Harbor ... remotest suggestion is made that the Rumania Stands on Demands ... national government would attempt to dispute California's right to enact legslation—the purpose was to emphasize he expediency, in the administration's opinion, of resorting to the courts now, instead of prolonging the controversy by asking that the issue be submitted to arbitration

Continued on third page, seventh column.

Without attempting to meet the con-

To Be Dead Boy's Father.

Montreal, July 18,-A message from yer's Cliff, near North Hatley, told toight of the accidental death by shoot ng there of a nineteen-year-old youth named Parker, said to be the son of judge of New York City or vicinity.

Ayer's Cliff is in an inaccessible place

The social directories show that Justice Charles W. Parker, of the New Jersey Supreme Court, living in Jersey City, has a summer home at North Hatley, and the young man killed ! believed to be one of his sons.

The dispatch said young Parker died from a bullet wound infliced by a comwere shooting at a target with re-

Efforts to communicate with Justice Charles V'. Parker at his home, No 88 Gifford avenue, Jersey City, this morning, were unavailing. His telephone has been discontinued for the summer. It was said the family had

PLANS FOR MUSEUM WING

New Section to House Morgan Art Will Cost \$500,000.

Plans for the construction of a south wing to the Metropolitan Museum of | post package for him. were filed vesterday by McKim, Mead & White with the Buildings Depart-

The new wing will have a frontage of

Metropolitan Museum when the south powder trickling from the inside. He jen relating to the points to be subwing is opened, there are now in the institution's storerooms nearly suf-

TOOK MONEY TO 'GET EVEN'

Ex-Wife Admits Alimony Isn't Needed, So Court Stops It.

Eugene D. Sutton was relieved by tempt to predict the outcome of the for seven years, although she remake evident to the civilized world husband that she took his money after that, as construed by the present ad- she remarried. She said her husband |

one of the forty-eight states may choose marriage recently, through the pubto violate it, and, secondly, that arbi- licity given a divorce against his tration treaties with this country are daughter. Mrs. John Boyd Gray, in

SENATE YIELDS TO CHILD

from Marshall's Lap.

Washington, July 18.-Scated in the lap of the Vice-President. Thomas bag, from which issued a celluloid tube. result of this government's attitude on Marshall Sutherland, three and a half Inspector Baillie found that the pag years old, viewed complacently the tur- held about two pounds of rowder. On moil in the Senate to-day over Secre- top of the bag were two iron tubes, and the insistence that Japan's only redress tary Bryan. With one hand clasped through tiny holes in them protruded about the waist of his little namesake small fuses leading into the loose powand the gavel in the other, the Vice- der outside the paper sack. Inside the President kept the Senate and the gal- iren tubes was a high explosive, be-

> ever watched the proceedings of the come under his observation. Senate from the Vice-President's chair. Frank's name and address were type particularly while a hot parliamentary battle was in progress. The rules of hattle was in progress. The rules of the Senate have been so religiously adhered to that to comply

rules could not bar out Thomas box itself. Marshall Sutherland. He is the son of who now lives in Berkeley Springs, W. Va.

This Morning's News.

Low Makes Vain Plea to Roads. Accidents Foll Bomb Outrage Aborn Back with Opera Contracts ... Mellen's Resignation Accepted Anti-Smoke Law Upset by Court. Guard Armies in War Manœuvres...14 chain to reach him.

GENERAL.

Flying Boat Cruises 900 Miles. Were Mexican Reports Shelved? Income Tax Deficit Threatened . . House Checks "White Slave" Detate. . 4

FOREIGN.

MISCELLANEOUS.

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GUN VICTIM JUDGE'S SON? GRAINS OF POWDER LOW MAKES VAIN BALK BOMB PLOT PLEA TO RAILROADS

Smell and Failure of Match to Ignite Explosive Help Save Him.

SENT BY PARCEL POST

Sulphur as He Opens Package Mailed to Him by Woman in Darien. Conn-Motive for Act a Mystery.

But for his keen sense of smell, Jacques Frank, a travelling salesman, have been the victim of a bomb vesterday. The failure of a match to ignite dso contributed toward saving Mr. urged the representatives of Frank's life

Frank was surprised when John Hanon, superintendent of the apartment

away from the box to another part of

police station, who sent two policemen

the cover the matches moved with it. ferences of opinion on the points to be change these as your experience dic-Eut the ingenuity with which the re- arbitrated in a declaration made by tates from time to time is thought demiraculously failed to set off the ma- retson, follows:

Gunpowder was held in a small paper lieved to be nitroglycerine. The in-Even the oldest employe could not spector said that the machine was one

written on the outside wrapper, as was with them the was found except the word "statuette." Senate has taken a recess to receive scrawled across the wooden lid of the distinguished guests.

that this person knows anything about amendment to the Erdman act.

Frank was at a loss to assign a motive for the attempted crime. He had no enemy, he said.

SAVED AT NIAGARA'S BRINK

Man in Swift Current Rescued by Human Chain. Niagara Falls, N. Y., July 18.-Tru-

Chapman was sitting on the iron railing just above Prospect Point, when he stream. His body lodged against two small projections of rock.

John Hughes and Thomas S. Wind-Thomas, of Toronto, and a fourth man out into the almost irresistible current, tion and Conciliation. the other three forming a chain from 3 the iron fence and clinging to his hand. Twice after reaching Chapman the man at the end of the chain was swept

6 were dragged ashore. Chapman was unconscious for an

fits. UP THE HUDSON THIS AFTERNOON

Intended Victim's Sense of Head of National Civic Federation Urges Managers to Recede from Stand. but They Refuse.

ONE LOOPHOLE FOR PEACE

Salesman Detects Odor of Will Leave Question of What Is To Be Arbitrated to Board, Is Intimated-Men Firm in Ultimatum-Strike Probable.

> After a four-hour conference of the CARNEGIE TRANSFERS

Railroads May Withdraw.

utside edge of the cover were be nothing left for the board to do but New York hitherto used the sam-viz,

mainder of the machine was construct. Garretson at the conference between strable, ed had blundered in not making sure the opposing factions on July 16. It that all the matches performed their was quoted in the letter to the reprework of destruction. Four of them sentatives of the employes yesterday. were too short. The only match that The letter, which was written by was long enough had been ignited and Elisha Lee to W. G. Lee and Mr. Gar-

Letter of Elisha Lee.

July 14 contained the clause that we \$500,000 yearly, has been required to and working conditions of conductors hence the importance of the power conand trainmen.' Our letter of July 16 ferred upon you to enable you to make have them previous to the arrival of in your work. If so, you are free to the board of mediation and conciliation. do this.

were made:

the Vice-President's former pastor in the person from whom he had expected pared, Mr. Garretson, to place ourselves things the conditions which enabled me a box of socks, but he does not believe unreservedly under the Newlands to keep closely in touch with the fund

"'Mr. Garretson-And the pledges which preceded it?"

have been made, why, of course, go with it.

"And also quote further from the same meeting (opp. 676-677);

" Mr. Garretson-Bear in mind, now, all, don't misunderstand our attitude in regard to mediation. We, among ourseives, have not discussed the question man Chapman, twenty-two years old, of bringing mediators in. I will say to to act as trustees. They have been of Hamilton, Ont., was rescued from you frankly that this condition might acting under a trust deed dated August the very brink of the American Falls readily arise, that if disagreement arose ing the stipulations which the Newkinds bill calls for, that it would be undoubtedly a desirable thing to do,'

"The position of the managers as centained in the foregoing extracts is unchanged. "It seems to us clear from the record

ers, of Niagara Falls; Thomas D. that the immediate difference of opinion relating to the points to be subwho did not give his name, leaped over mitted for arbitration is a matter to the railing. The fourth man waded be considered by the Board of Media-

Letter to Seth Low. After Mr. Low had appeared before

the conference committee of managers yesterday, Elisha Lee wrote a letter to 5 from his feet, but he clung desperately 5 to his burden, and eventually the two him, in which he said in part: "Permit us to say, first, that we ap-

preciate deeply your interest in this hour. Relatives said he was subject to matter, and to thank you for your conference and suggestions made therein, "We think that the difference of opinion which seems to have existed be-

Continued on second page, second column,

PAGE TELLS OF \$100,000,000 FOR WORLD HEALTH CAMPAIGN

Ambassador Says Foundation Has Been Established by Several Wealthy

Americans.

Lendon, July 18.-The American Am assador gave "The Daily Chronicle representative yesterday further infor-

mation regarding the gift of \$100,000,health campaign. The announcement was made in almost a casual way by Mr. Page at the end of a speech at the Anglo-Saxon Club dinner understood in their material points. The gift is not, as reported, that of a dation has been established by a number of wealthy men in the United Mr. Page has no information at pres-

One of the members of this commission will visit England before long, and names of the donors.

\$5,000,000 a year and will be applied to Page could have chosen no happier subthe study and cure of diseases among ject for his address than the potentiali-

SAILORS RIOT AND SACK AMERICAN BENEFACTION

Good of United Kingdom To Be Administered Abroad.

London, July 18 .- Andrew Carnegie has transferred one of his American recent visit of Mr. Carnegie and the

in the United Kingdom. Copies of the The railroad managers appeared to rules governing these gifts will be furnished you, but you have

"Conditions change, and my trustees should chang with them. My trustees literature. have full power to do so, and by twothirds majority they have power to cease giving these grants and devote beneficent uses for the good of the masses of the United Kingdom.

were willing to submit to arbitration meet the demands for libraries and by a board as proposed in the New- organs, we believe that these demands lands bill all questions of rates or pay will now lessen and a surplus ensue, was an amplification of our letter of the best possible use of the surplus for July 14, giving in detail the matters the good of the United Kingdom. It the railroads desired to submit to ar- has been suggested that you might posbitration, and was forwarded to you as sibly find it desirable to associate with a matter of courtesy so that you would yourselves others who are interested

"Quoting from the stenographic re- The transfer of administration from port of the meeting of July 16 (page my wifeland to my motherland is not 675), wherein the following statements made because the fund has not been wisely administered from New York " Chairman Lee-Yes, we are pre- bitherto, but because in the nature of must soon change. It is my duty to consider the future. Wishing you remarkable success, which hitherto has " 'Chairman Lee-Whatever pledges attended your admirable administration of the Dunfermline trust and hero fund trust, and with renewal of my deeply grateful thanks, I am always your deeply indebted friend, one and ANDREW CARNEGIE."

The trustees, while realizing the great responsibility in accepting the trust, unanimously and cordially agreed 18, 1903.

SPARTAN ACT SAVES LIFE Caught in Hot Coil, Man Bears

Torture Until Released. [By Telegraph to The Tribine.]

had a narrow escape from death to-His presence of mind saved him, for,

tured body stationary in the middle of knee. He was rushed to a hospital and, while his recovery is expected, amputation of the leg will probably be neces-

Special attention will be paid to the cure of anæmia, to which the races of the tropical lands are peculiarly sus

ceptible. When it was pointed out to Mr. Page that there were many poor people suf fering from anæmia in the great cities of Europe and the United States and were quite as urgently in need of th

might feed up sufferers from anæmia, place them in the best environment and give them the best possible chances to but the ambassador pointed out yes- renew their strength, and then find it find out is the cause of the disease, and single American citizen, but the foun- cated. That is one of the purposes for which the International Health Commission is set up."

"The Morning Post" says it is the opinion in many quarters that John D. Rockefeller is the donor of the gift.

WHILE DANIELS IS GUEST

Income of \$10,000,000 for War's Men at Seattle Wreck Socialist and Labor Quarters and Burn Literature.

Seattle, July 18 .- A party of United States marines and sailors from the Pacific reserve fleet, most of the sailors Colorado and California, started tonight to "clean up the town" by attacking the headquarters of the So-

attacked the big Industrial Workers' eadquarters in Washington street, in uthern part of the city. The contents of the building were dragged into A provost guard of fifty men from was hurried ashore in cutters

Secretary Daniels was dining on the

ing began. in the north part of the city and went back to the Socialist headquarters, at ment of the Secretary of State, Fifth avenue and Virginia street, where it sacked the place, destroying the fur- this discussion," he said.

street and jumped upon.

trial Workers of the World at Fifth avenue, near Stewart street. They found the place deserted, the tenants neglected?" having moved. They then proceeded to the socialist headquarters on Fifth avenue, near Stewart street, smashed in the plate glass front and nailed American flags on the front of the building. Secretary Daniels was the guest of

the Ranier Club at a dinner in his honor last night, and spoke in tribute

"The red flag has no place in this not enforce the law against the red flag Republic of Mexico. This resolution is not fit to hold office, and people who believe in the red flag should be driven Arizona, and adopted on April 24. If from the country."

Those in touch with the Secretary locally, but none the less word went about the city to-day that he had urged that believers in the red flag be driven

HERO CONVICT FREED

Wilson Pardons "Trusty" Who Captured Escaping Prisoner.

clothes cut from his body when a who risked his life to capture an es- about half his time in Kansas. "When broken coil of a huge spring, white hot caping fellow convict, caused the Presi- the fight gets hot," he was quoted as from the tempering furnace, encircled dent to-day to free Benjamin Bell, having written, "I could resign." his form at the Riverside Steel Spring serving a sentence of eleven months Works, James Waller, of Favier street, and twenty-nine days in the District of Columbia jail for robbery.

Vhile Bell was on guard a prisoner, armed with a knife, scaled the stockade recognizing his danger, he kept his tor- surrounding the jail. The unarmed prisoner-sentinel overpowered the fleethe glowing coils until fellow employes ing man and returned him to jail. The cut the steel and released him. One end superintendent reported to the Presiof the spring seared a hole through dent that he did not believe there was the bone and flesh of one leg at the an officer in the institution who would have done as well.

At every soda fountain ask for ANGOS-TURA BITTERS in your drinks; delicious.

STORM OVER BRYAN BURSTS IN SENATE

Bristow, Though Resolution Is Tabled. Persists in Attack and Dignity Is Forgotten in

DEBATERS TWIT ON FACTS

Scene That Follows.

Ashurst Accused of Using Public Money for Private Telegrams -Secretary of State Will Cut Lecture Dates to See Ambassador to Mexico.

(From The Tribune Bureau)

Washington, July 18 .- The storm that has been brewing for three days over

the Chautauqua platform, broke in the

a vote of 41 to 29 they laid the resoluion on the table, invoking the rules to prevent debate. Resenting this attitude. Senator Bris-

tow immediately took the floor, and, addressing himself to another resolution, which came up automatically, made the Secretary of State a target for a bitter attack, in which he was supported by Senator Townsend, of A number of Democratic Senators

rushed to the defence of Mr. Bryan. alleging that the attack was merely the "venting of partisan spleen," and answering the criticism of his course in taking to the lecture platform by charging that Senator Bristow and others had done the san e thing. In the course of the debate the

dignity that usually prevails in the Senate was obliterated in a storm of volcanic outbreaks and exchanges of personalities between Senators Bristow and Ashurst, who hurled at each other charges of shortcomings that led them for the moment to lose sight entirely

of Mr. Bryan. Senator Bristow Bitter.

When the Democrats, with the aid of Senators Borah and Poindexter, had cruiser West Virginia, the guest of carried their motion to lay the Bristow Admiral Reynolds, at the time the riot- resolution on the table without debate, the Senator from Kansas, taking ad-The mob was dispersed, but reformed vantage of the opportunity afforded by

"Our Democratic friends can stop niture and a large quantity of Socialist not prevent the people of the country from inquiring why a member of the About a dozen warsmen, all young. Cabinet may elect to desert his post were in the first wrecking party. They and go about the country lecturing to were aided by several members of the add to his official salary. It would be this fund or any part thereof to more Washington naval militia and by about just as fitting for the Attorney General a hundred young civilians, who made to continue private practice. I think most of the noise. Waving United there is a condition before the country The receipt of your letter of the 17th While up to this time we have found States flags, the party swooped down that should demand the attention of inst. is acknowledged. Our letter of hearly the whole revenue, amounting to on the cart newsstand of Millard Price, with hystness of the highest public ima socialist orator, at Fourth avenue and with business of the highest public im-Weslake Boulevard, the busiest night portance pending and demanding the corner of the city. The cart was broken most careful and industrious considerato splinters and socialist papers and tion of the administration, absenting magazines were torn, tossed into the themselves from the department and going about the country for private The mob then rushed to a storeroom gain because they receive a salary in-

occupied until recently by the Indus-"Is the Senator really apprehensive," interrupted Senator Vardaman, "that the business of the department will be

> "It has been said," retorted Senator Bristow, "that the affairs of the department would be better off if the Secretary of State would remain

away. "This may throw some light on the question," interjected Senator Fall, comis, to the aid of Senator Bristow. "If the Secretary of State had been in of the American flag, taking occasion his office more the Senate might have to praise the attitude of the Mayor of had an answer to its resolution adopted Boston, who stopped a red flag parade. on April 24, calling for information concerning the claims and list of claimcountry," he said. "A Mayor who does ants in the United States against the was introduced by Senator Smith, of the Secretary of State had remained at home, instead of lecturing on the Chausaid he did not apply his sentiment tauqua platform, we might have had the information 'ere this.'

Attacks Senator Ashurst.

Senator Bristow attempted to proeed, but was interrupted again by Senator Ashurst, who read an excerpt from a letter written by Senator Bristow to Senator Long, of Kansas, suggesting that he (Bristow) would like a position which would enable him to act Washington, July 18.-The loyalty of in an advisory capacity with the Pana prisoner acting as a trusted sentinel, ama Canal Commission and to spend "Did the Senator write this letter?"

> asked Senator Ashurst, "I did." said Senator Bristow. "It was hawked about all over my state, about ten years ago, by my opponent, to whom it was written."

At this point the Senator from Kansas, accentuating his vehemence by pounding his desk, retorted that since he had been elected to the Senate he had not used the public funds to send political telegrams to his own state, as had been done by the Senator from Arizona. "The facts are obvious," he

said. "The accounts of the Senate will show